

Received & Inspected

MAR 13 2009

FCC Mail Room

Before the
Federal Communications Commission
Washington DC 20554

In the Matter of:

Request for Review of a Decision)	
of the Schools and Libraries Division)	
from San Jacinto Unified School District)	Administrator Decision Dated January 30, 2009
)	
Schools and Libraries Universal Service)	CC Docket No. 02-6
Support Mechanism)	CC Docket No. 96-45

Request for Review

In accordance with Sections 54.719 through 54.721 of the Commission's Rules, now comes San Jacinto Unified School District (San Jacinto) before the Federal Communications Commission (Commission) requesting review of a decision of the Universal Service Administrative Company (Administrator). This request comes before the Commission in a timely manner from the Administrator decision dated January 30, 2009.

Appellant: San Jacinto Unified School District

BEN: 143758

Form 471: 503533

FRN: 1433531

Administrator's Decision on Appeal of Invoice Deadline Extension Request Denial dated 12/13/2008

Decision Text: Current deadline guidelines and procedures do not allow approval for the reason submitted. Invoice Deadline Extension requests should be filed by the end of the relevant invoice receipt period for the service category of the FRN requiring an extension (120 days after the service delivery date). You did not demonstrate in your appeal that you filed an extension request in a timely manner. Therefore, the appeal is denied.

Background

San Jacinto applied for and was granted e-rate funding for Wireless Telecommunications Services per the above referenced Form 471 and FRN. The requested services were delivered and paid for within the program year (July 1, 2006 and June 30, 2007). San Jacinto did not submit a Billed Entity Applicant Reimbursement (BEAR) request and the Service provider did not submit a Service Provider Invoice (SPI) for these approved and delivered services.

The employee that had been the San Jacinto Director of Technology during the period of time that the Universal Service request was made and the approved services delivered left the school district and was replaced with a new Director of Technology. The new Technology Director undertook a review of the San Jacinto participation in the Universal Service program. This review revealed that there were several approved funding requests for which services had been received and paid. However, San Jacinto had not submitted a BEAR (FCC Form 472) form to request reimbursement from USAC for these services.

Because this discovery was made after the period allowed by the Program Administrator to submit reimbursement requests, San Jacinto submitted Invoice Deadline Extension request for the above referenced FRN along with four other requests with similar circumstances.

No. of Copies rec'd 0
List A B C D E

The specific information regarding the Invoice Deadline Extension requests are as follows:

FRN	Program Year	SLD Case Number	Date Submitted	Outcome
1433531	2006/2007	21-798016	10/27/2008	Denied
1319776	2005/2006	21-802400	11/1/2008	Denied
1320310	2005/2006	21-805963	11/8/2008	Approved
1320318	2005/2006	21-805964	11/8/2008	Approved
1320290	2005/2006	21-805965	11/8/2008	Approved

The program administrator approved three requests and denied two even though all five requests differed only in the specific information that identified the FRN (please see attached copies of all case summary documentation).

Discussion

There is no substantial difference between the Invoice Deadline Extension requests that were approved and those that were denied by the Program Administrator. The fact that identical requests were approved and denied is evidence that the Program Administrator acted arbitrarily in denying the above referenced FRN.

Conclusion

There is no valid basis that the Program Administrator can apply to the San Jacinto Invoice Deadline Extension requests which would result in 60% being approved and 40% being denied. San Jacinto requests that the Commission grant the Invoice Deadline Extension request referenced above.

Respectfully submitted this 3rd day of March, 2009


Jayne Christakos

Assistant Superintendent, Business Services
San Jacinto Unified School District
2045 South San Jacinto Avenue
San Jacinto, CA 92583

Heeren, Seth

From: sldnoreply@sl.universalservice.org
Sent: Monday, October 27, 2008 7:55 AM
To: ERate
Subject: SLD Inquiry #: 21-798016 Received

Thank you for sending an email inquiry to the SLD. This message serves as a receipt confirmation.

Please note that you may also refer to the SLD website (www.sl.universalservice.org) for program information and view WebEx sessions regarding key E-rate topics, listed below.

Your case number is 21-798016.

Please refer to this number in subsequent contacts with the Client Service Bureau regarding this specific issue. Please do not resubmit this case number if your inquiry pertains to a different issue with respect to the same FRN.

We may need to request additional information from you in order to completely answer your question or fulfill your request.

Here is the information you submitted:

[FirstName]=Seth [LastName]=Heeren [JobTitle]=Director of Technology [EmailAddress]=erate@sanjacinto.k12.ca.us [WorkPhone]=95192977004273 [FaxPhone]=9516527350 [PreviousCaseNumber]=0 [FormType]=Invoice Extension [Owner]=DEADLINEEXTENSIONS [DateSubmitted]=10/27/2008 10:46:47 AM [AttachmentFlag]=N[Question2]=San Jacinto Unified School District BEN: 143758 471 Application 503533 FRN 1433531 I am the new Director of Technology for the San Jacinto USD. As I was reviewing Erate documentation for prior years, I noticed that the San Jacinto USD neglected to file a 472 for this Verizon Wireless reimbursement. Please grant us an invoice deadline extension so that I may correct the error and file the Billed Entity Applicant Reimbursement form.

PLEASE DO NOT REPLY TO THIS MESSAGE.

IF YOU WISH TO SUBMIT ADDITIONAL INFORMATION, PLEASE DO SO USING THE ASK A QUESTION FORM AVAILABLE ON THE SLD WEBSITE.

SLD TRAINING PRESENTATIONS

SLD Training Presentations are available on the topics listed below at <http://www.sl.universalservice.org/reference/Presentations2004.asp>.

WEBEX RECORDINGS/LIVE SLD TRAINING SESSIONS

Recorded sessions on key SLD topics are now available on the SLD's WebEx site

Heeren, Seth

From: sldnoreply@sl.universalservice.org
Sent: Saturday, November 01, 2008 2:48 PM
To: ERate
Subject: SLD Inquiry #: 21-802400 Received

Thank you for sending an email inquiry to the SLD. This message serves as a receipt confirmation.

Please note that you may also refer to the SLD website (www.sl.universalservice.org) for program information and view WebEx sessions regarding key E-rate topics, listed below.

Your case number is 21-802400.

Please refer to this number in subsequent contacts with the Client Service Bureau regarding this specific issue. Please do not resubmit this case number if your inquiry pertains to a different issue with respect to the same FRN.

We may need to request additional information from you in order to completely answer your question or fulfill your request.

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[FirstName]=Seth [LastName]=Heeren [JobTitle]=Director of Technology [EmailAddress]=erate@sanjacinto.k12.ca.us [WorkPhone]=95192977004273 [FaxPhone]=9519297042 [PreviousCaseNumber]=0 [FormType]=Invoice Extension [Owner]=DEADLINEEXTENSIONS [DateSubmitted]=11/1/2008 5:45:34 PM [AttachmentFlag]=N[Question2]=San Jacinto Unified School District BEN: 143758 471 Application 477862 FRN 1319776 I am the new Director of Technology for the San Jacinto USD. As I was reviewing Erate documentation for prior years, I noticed that the San Jacinto USD neglected to file a 472 for this Verizon Internal Connections reimbursement. Please grant us an invoice deadline extension so that I may correct the error and file the Billed Entity Applicant Reimbursement form.

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3/3/2009

Heeren, Seth

From: sldnoreply@sl.universalservice.org
Sent: Saturday, November 08, 2008 6:25 AM
To: ERate
Subject: SLD Inquiry #: 21-805963 Received

Thank you for sending an email inquiry to the SLD. This message serves as a receipt confirmation.

Please note that you may also refer to the SLD website (www.sl.universalservice.org) for program information and view WebEx sessions regarding key E-rate topics, listed below.

Your case number is 21-805963.

Please refer to this number in subsequent contacts with the Client Service Bureau regarding this specific issue. Please do not resubmit this case number if your inquiry pertains to a different issue with respect to the same FRN.

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[FirstName]=Seth [LastName]=Heeren [JobTitle]=Director of Technology [EmailAddress]=erate@sanjacinto.k12.ca.us [WorkPhone]=95192977004273 [FaxPhone]=9519297042 [PreviousCaseNumber]=0 [FormType]=Invoice Extension [Owner]=DEADLINEEXTENSIONS [DateSubmitted]=11/8/2008 9:22:18 AM [AttachmentFlag]=N[Question2]=San Jacinto Unified School District BEN: 143758 471 Application 478074 FRN 1320310 I am the new Director of Technology for the San Jacinto USD. As I was reviewing Erate documentation for prior years, I noticed that the San Jacinto USD neglected to file a 472 for this CCCI-West Inc. Internal Connections reimbursement. Please grant us an invoice deadline extension so that I may correct the error and file the Billed Entity Applicant Reimbursement form.

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Heeren, Seth

From: sldnoreply@sl.universalservice.org
Sent: Saturday, November 08, 2008 6:26 AM
To: ERate
Subject: SLD Inquiry #: 21-805964 Received

Thank you for sending an email inquiry to the SLD. This message serves as a receipt confirmation.

Please note that you may also refer to the SLD website (www.sl.universalservice.org) for program information and view WebEx sessions regarding key E-rate topics, listed below.

Your case number is 21-805964.

Please refer to this number in subsequent contacts with the Client Service Bureau regarding this specific issue. Please do not resubmit this case number if your inquiry pertains to a different issue with respect to the same FRN.

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[FirstName]=Seth [LastName]=Heeren [JobTitle]=Director of Technology [EmailAddress]=erate@sanjacinto.k12.ca.us [WorkPhone]=95192977004273 [FaxPhone]=9519297042 [PreviousCaseNumber]=0 [FormType]=Invoice Extension [Owner]=DEADLINEEXTENSIONS [DateSubmitted]=11/8/2008 9:24:51 AM [AttachmentFlag]=N[Question2]=San Jacinto Unified School District BEN: 143758 471 Application 478074 FRN 1320318 I am the new Director of Technology for the San Jacinto USD. As I was reviewing Erate documentation for prior years, I noticed that the San Jacinto USD neglected to file a 472 for this CCCI-West Inc. Internal Connections reimbursement. Please grant us an invoice deadline extension so that I may correct the error and file the Billed Entity Applicant Reimbursement form.

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